

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

**MDL No. 2804  
Case No. 17-md-2804  
Judge Dan Aaron Polster**

**This document relates to:**

*Track Three Cases*

**NOTICE OF SERVICE OF DEFENDANTS HBC SERVICE COMPANY  
AND GIANT EAGLE, INC.'S MOTION FOR SUMMARY JUDGMENT**

Defendants HBC Service Company and Giant Eagle, Inc. (together, “Giant Eagle”) hereby provide notice that on July 23, 2021, they served unredacted copies of the following documents on all Parties, the Court, and Special Master Cohen and, at the request of the Ohio Board of Pharmacy and the Ohio Office of Attorney General, are now filing redacted copies of the same and an unredacted version under seal:

- Giant Eagle’s Motion for Summary Judgment on the Counties’ Public Nuisance Claim (Count XI) (“Motion for Summary Judgment”)
- [Proposed] Order Granting Giant Eagle’s Motion for Summary Judgment (attached as Exhibit 1 to Giant Eagle’s Motion for Summary Judgment)
- Giant Eagle’s Brief in Support of Motion for Summary Judgment (attached as Exhibit 2 to Giant Eagle’s Motion for Summary Judgment)
- Declaration of Daniel J. Stuart (attached as Exhibit 3 to Giant Eagle’s Motion for Summary Judgment), along with corresponding Summary Judgment Exhibits 1-46.
- Summary Sheet for Giant Eagle’s Motion for Summary Judgment, which is attached hereto as Exhibit 1.

Dated: August 17, 2021

Respectfully submitted,

/s/ Robert M. Barnes

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and Giant Eagle, Inc.*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that the foregoing document was served via the Court's ECF system to all counsel of record on August 17, 2021.

Judge Dan A. Polster  
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*/s/ Robert M. Barnes*

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